

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF SOUTH CAROLINA  
GREENVILLE DIVISION

Gerald Avila,	)	C/A No.: 6:08-3458-HFF
	)	
Plaintiff,	)	<b>ORDER OF DISMISSAL</b>
	)	<b>WITH PREJUDICE</b>
vs.	)	
	)	
Companion Life Insurance Company,	)	
	)	
Defendant.	)	
_____	)	

This matter comes before me upon motion of Theodore D. Willard, Jr., of the firm Montgomery Willard, LLC, attorneys for the Defendant Companion Life Insurance Company, by and with the consent of Robert E. Hoskins, of the Foster Law Firm, L.L.P., attorneys for Plaintiff, wherein and whereby the Defendant seeks an Order of Dismissal dismissing the above-titled matter with prejudice. It appearing that the parties have resolved their differences and that the order sought should be granted, now, THEREFORE IT IS,

**ORDERED, ADJUDGED, and DECREED** that the above-captioned matter be, and the same is hereby dismissed and forever ended with prejudice.

\_\_\_\_\_  
s/Henry F. Floyd  
Henry F. Floyd  
United States District Judge

April 20, 2009  
Spartanburg, South Carolina

**WE SO MOVE:**

s/ Theodore D. Willard, Jr.  
Theodore D. Willard, Jr.  
Federal I.D. No.: 5136  
**MONTGOMERY WILLARD, LLC**  
1002 Calhoun Street  
Post Office Box 11886  
Columbia, South Carolina 29211-1886  
(803) 779-3500

ATTORNEYS FOR THE DEFENDANT

**WE CONSENT:**

s/ Robert E. Hoskins  
Robert E. Hoskins  
Federal I.D. No.: 5144  
**FOSTER LAW FIRM, L.L.C.**  
601 East McBee Avenue  
Post Office Box 2123  
Greenville, South Carolina 29602  
(864) 242-6200

ATTORNEYS FOR THE PLAINTIFF